

# SENATE, No. 74

## STATE OF NEW JERSEY 212th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2006 SESSION

**Sponsored by:**

**Senator THOMAS H. KEAN, JR.**

**District 21 (Essex, Morris, Somerset and Union)**

**Co-Sponsored by:**

**Senator Lance**

**SYNOPSIS**

Establishes limits on contributions county and municipal committees of a political party can give per election or per year to candidates and certain political committees.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel



1    **AN ACT** concerning campaign contributions by county and  
2       municipal committees and amending P.L.1993, c.65.

3  
4       **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6  
7       1. Section 22 of P.L.1993, c.65 (C.19:44A-7.2) is amended to  
8 read as follows:

9       22. a. Not later than December 1 of each year preceding any  
10 year in which a general election is to be held to fill the office of  
11 Governor for a four-year term, the Election Law Enforcement  
12 Commission shall adjust the amounts, set forth in subsection b. of  
13 this section, which shall be applicable under P.L.1973, c.83  
14 (C.19:44A-1 et al.) to primary and general elections for any public  
15 office other than the office of Governor, to limitations on  
16 contributions to and from political committees, continuing political  
17 committees, candidate committees, joint candidates committees,  
18 political party committees and legislative leadership committees  
19 and to other amounts, at a percentage which shall be the same as the  
20 percentage of change that the commission applies to the amounts  
21 used for the primary and general elections for the office of  
22 Governor held in the third year preceding the year in which that  
23 December 1 occurs, pursuant to section 19 of P.L.1980, c.74  
24 (C.19:44A-7.1), and any amount so adjusted shall be rounded in the  
25 same manner as provided in that section.

26       b. The amounts subject to adjustment as provided under this  
27 section shall be:

28       (1) the minimum amount raised or expended by any two or more  
29 persons acting jointly who qualify as a political committee and the  
30 minimum amount contributed or expected to be contributed in any  
31 calendar year by any group of two or more persons acting jointly  
32 who qualify as a continuing political committee as defined in  
33 section 3 of P.L.1973, c.83 (C.19:44A-3);

34       (2) the minimum amount of a contribution to a political  
35 committee, continuing political committee, legislative leadership  
36 committee or political party committee which triggers an obligation  
37 to report that contribution to the commission pursuant to section 8  
38 of P.L.1973, c.83 (C.19:44A-8), and the minimum amount of a  
39 contribution to a candidate, candidate committee or joint candidates  
40 committee which triggers an obligation to report that contribution to  
41 the commission pursuant to section 16 of P.L.1973, c.83 (C.19:44A-  
42 16);

43       (3) the minimum amount of a contribution to a political  
44 committee, continuing political committee, legislative leadership

**EXPLANATION** – Matter enclosed in bold-faced brackets [thus] in the above bill is  
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 committee or a political party committee received during the period  
2 between the 13th day prior to the election and the date of the  
3 election, the minimum amount of an expenditure by a political  
4 committee during that period, and the minimum amount of an  
5 expenditure by a continuing political committee during the period  
6 beginning after March 31 and ending on the date of the primary  
7 election and the period beginning after September 30 and ending on  
8 the date of the general election which triggers an obligation to  
9 report that contribution to the commission pursuant to section 8 of  
10 P.L.1973, c.83 (C.19:44A-8), and the minimum amount of a  
11 contribution to a candidate, candidate committee or joint candidates  
12 committee received during the period between the 13th day prior to  
13 the election and the date of the election which triggers an obligation  
14 to report that contribution to the commission pursuant to section 16  
15 of P.L.1973, c.83 (C.19:44A-16); (4) the maximum amount which  
16 may be expended by the campaign organizations of two or more  
17 candidates forming a joint candidates committee without being  
18 required to file contribution reports, pursuant to section 8 of  
19 P.L.1973, c.83 (C.19:44A-8);

20 (5) the maximum amount that a person, not acting in concert  
21 with any other person or group, may spend to support or defeat a  
22 candidate or to aid the passage or defeat of a public question  
23 without being required to report all such expenditures and expenses  
24 to the commission pursuant to section 11 of P.L.1973, c.83  
25 (C.19:44A-11) and the maximum amount that a person, not acting  
26 in concert with any other person or group, may raise through a  
27 public solicitation and expend to finance any lawful activity in  
28 support of or in opposition to any candidate or public question or to  
29 seek to influence the content, introduction, passage or defeat of  
30 legislation pursuant to section 19 of P.L.1973, c.83 (C.19:44A-19);

31 (6) the maximum amount that may be expended, in the  
32 aggregate, on behalf of a candidate without requiring that candidate  
33 to file contribution reports with the commission and the maximum  
34 amount that may be expended, in the aggregate, on behalf of a  
35 candidate seeking election to a public office of a school district,  
36 without requiring that candidate to file contribution reports with the  
37 commission pursuant to section 16 of P.L.1973, c.83 (C.19:44A-  
38 16);

39 (7) the maximum amount of penalty which may be imposed by  
40 the commission on any person who fails to comply with the  
41 regulatory provisions of P.L.1973, c.83 (C.19:44A-1 et al.) for a  
42 first offense or a second and subsequent offenses, pursuant to  
43 section 22 of P.L.1973, c.83 (C.19:44A-22);

44 (8) the maximum amount of penalty which may be imposed by  
45 the commission on any corporation or labor organization which

1 provides any of its employees any additional increment of salary for  
2 the express purpose of making a contribution to a candidate,  
3 candidate committee, joint candidates committee, political party  
4 committee, legislative leadership committee, political committee or  
5 continuing political committee for a first or a second and  
6 subsequent offenses, pursuant to section 15 of P.L.1993, c.65  
7 (C.19:44A-20.1);

8 (9) the maximum amount of contributions permitted to be made  
9 by an individual, a corporation or labor organization to a candidate,  
10 candidate committee or joint candidates committee, the maximum  
11 amount of contributions permitted to be made by a political  
12 committee or a continuing political committee to a candidate,  
13 candidate committee or joint candidates committee other than the  
14 committee of a candidate for nomination or election to the office of  
15 Governor and the maximum amount of contributions permitted to be  
16 made by one candidate, candidate committee or joint candidates  
17 committee, other than the committee of a candidate for nomination  
18 or election to the office of Governor, to another candidate,  
19 candidate committee or joint candidates committee other than the  
20 committee of a candidate for nomination or election to the office of  
21 Governor pursuant to section 18 of P.L.1993, c.65 (C.19:44A-11.3);

22 (10) the maximum amount of contributions permitted to be  
23 made by an individual, corporation, labor organization, political  
24 committee, continuing political committee, candidate committee or  
25 joint candidates committee or any other group to any political party  
26 committee or any legislative leadership committee pursuant to  
27 section 19 of P.L.1993, c.65 (C.19:44A-11.4);

28 (11) the maximum amount of contributions permitted to be  
29 made by a candidate, candidate committee or joint candidates  
30 committee to a political committee or a continuing political  
31 committee and the maximum amount of contributions permitted to  
32 be made by one political committee or continuing political  
33 committee to another political committee or continuing political  
34 committee pursuant to section 20 of P.L.1993, c.65 (C.19:44A-  
35 11.5)[.];

36 (12) the amount of filing fees which may be collected from a  
37 candidate committee, a joint candidates committee, a continuing  
38 political committee, a political party committee, a legislative  
39 leadership committee, or any other person pursuant to section 6 of  
40 P.L.1973, c.83 (C.19:44A-6) (as that section shall have been  
41 amended by P.L. , c. , now pending before the Legislature as  
42 Senate Committee Substitute for Senate Bill No. 70 (1R));

43 (13) the maximum amount of contributions permitted to be  
44 made by a county committee of a political party to a candidate  
45 committee or joint candidates committee, a political committee or  
46 continuing political committee, a legislative leadership committee,  
47 the State committee of a political party, another county committee

1 of a political party or a municipal committee of a political party,  
2 pursuant to section 18 of P.L.1993, c.65 (C.19:44A-11.3); and

3 (14) the maximum amount of contributions permitted to be  
4 made by a municipal committee of a political party to a candidate  
5 committee or joint candidates committee, a political committee or  
6 continuing political committee, a legislative leadership committee,  
7 the State committee of a political party, a county committee of a  
8 political party or another municipal committee of a political party,  
9 pursuant to section 18 of P.L.1993, c.65 (C.19:44A-11.3).

10 c. Not later than December 15 of each year preceding any year  
11 in which a general election is to be held to fill the office of  
12 Governor for a four-year term, the commission shall report to the  
13 Legislature and make public its adjustment of limits in accordance  
14 with the provisions of this section. Whenever, following the  
15 transmittal of that report, the commission shall have notice that a  
16 person has declared as a candidate for nomination for election or for  
17 election to any public office in a forthcoming primary or general  
18 election, it shall promptly notify that candidate of the amounts of  
19 those adjusted limits.

20 (cf: P.L.1993, c.65, s.22)

21  
22 2. Section 18 of P.L.1993, c.65 (C.19:44A-11.3) is amended to  
23 read as follows:

24 18. a. No individual, other than an individual who is a  
25 candidate, no corporation of any kind organized and incorporated  
26 under the laws of this State or any other state or any country other  
27 than the United States, no labor organization of any kind which  
28 exists or is constituted for the purpose, in whole or in part, of  
29 collective bargaining, or of dealing with employers concerning the  
30 grievances, terms or conditions of employment, or of other mutual  
31 aid or protection in connection with employment, or any group  
32 shall: (1) pay or make any contribution of money or other thing of  
33 value to a candidate who has established only a candidate  
34 committee, his campaign treasurer, deputy campaign treasurer or  
35 candidate committee which in the aggregate exceeds \$1,500 per  
36 election, or (2) pay or make any contribution of money or other  
37 thing of value to candidates who have established only a joint  
38 candidates committee, their campaign treasurer, deputy campaign  
39 treasurer, or joint candidates committee, which in the aggregate  
40 exceeds \$1,500 per election per candidate, or (3) pay or make any  
41 contribution of money or other thing of value to a candidate who  
42 has established both a candidate committee and a joint candidates  
43 committee, the campaign treasurers, deputy campaign treasurers, or  
44 candidate committee or joint candidates committee, which in the  
45 aggregate exceeds \$1,500 per election. No candidate who has  
46 established only a candidate committee, his campaign treasurer,  
47 deputy campaign treasurer or candidate committee shall knowingly  
48 accept from an individual, other than an individual who is a

1 candidate, a corporation of any kind organized and incorporated  
2 under the laws of this State or any other state or any country other  
3 than the United States, a labor organization of any kind which exists  
4 or is constituted for the purpose, in whole or in part, of collective  
5 bargaining, or of dealing with employers concerning the grievances,  
6 terms or conditions of employment, or of other mutual aid or  
7 protection in connection with employment, or any group any  
8 contribution of money or other thing of value which in the  
9 aggregate exceeds \$1,500 per election, and no candidates who have  
10 established only a joint candidates committee, or their campaign  
11 treasurer, deputy campaign treasurer, or joint candidates committee,  
12 shall knowingly accept from any such source any contribution of  
13 money or other thing of value which in the aggregate exceeds  
14 \$1,500 per election per candidate, and no candidate who has  
15 established both a candidate committee and a joint candidates  
16 committee, the campaign treasurers, deputy campaign treasurers, or  
17 candidate committee or joint candidates committee shall knowingly  
18 accept from any such source any contribution of money or other  
19 thing of value which in the aggregate exceeds \$1,500 per election.

20 b. (1) No political committee or continuing political committee  
21 shall: (a) pay or make any contribution of money or other thing of  
22 value to a candidate who has established only a candidate  
23 committee, his campaign treasurer, deputy campaign treasurer or  
24 candidate committee, other than a candidate for nomination for  
25 election or for election for the office of Governor, which in the  
26 aggregate exceeds \$5,000 per election, or (b) pay or make any  
27 contribution of money or other thing of value to candidates who  
28 have established only a joint candidates committee, their campaign  
29 treasurer or deputy campaign treasurer, or the joint candidates  
30 committee, which in the aggregate exceeds \$5,000 per election per  
31 candidate, or (c) pay or make any contribution of money or other  
32 thing of value to a candidate who has established both a candidate  
33 committee and a joint candidates committee, the campaign  
34 treasurers, deputy campaign treasurers, or candidate committee or  
35 joint candidates committee, which in the aggregate exceeds \$5,000  
36 per election. No candidate who has established only a candidate  
37 committee, his campaign treasurer, deputy campaign treasurer or  
38 candidate committee, other than a candidate for nomination for  
39 election or for election for the office of Governor, shall knowingly  
40 accept from any political committee or continuing political  
41 committee any contribution of money or other thing of value which  
42 in the aggregate exceeds \$5,000 per election, and no candidates who  
43 have established only a joint candidates committee, their campaign  
44 treasurer, deputy campaign treasurer, or joint candidates committee,  
45 shall knowingly accept from any such source any contribution of  
46 money or other thing of value which in the aggregate exceeds  
47 \$5,000 per election per candidate, and no candidate who has  
48 established both a candidate committee and a joint candidates

1 committee, the campaign treasurers, deputy campaign treasurers, or  
2 candidate committee or joint candidates committee shall knowingly  
3 accept from any such source any contribution of money or other  
4 thing of value which in the aggregate exceeds \$5,000 per election.

5 (2) [The limitation upon the knowing acceptance by a candidate,  
6 campaign treasurer, deputy campaign treasurer, candidate  
7 committee or joint candidates committee of any contribution of  
8 money or other thing of value from a political committee or  
9 continuing political committee under the provisions of paragraph  
10 (1) of this subsection shall also be applicable to the knowing  
11 acceptance of any such contribution from the county committee of a  
12 political party by a candidate or the campaign treasurer, deputy  
13 campaign treasurer, candidate committee or joint candidates  
14 committee of a candidate for any elective public office in another  
15 county or, in the case of a candidate for nomination for election or  
16 for election to the office of member of the Legislature, in a  
17 legislative district in which, according to the federal decennial  
18 census upon the basis of which legislative districts shall have been  
19 established, less than 20% of the population resides within the  
20 county of that county committee. In addition, all contributor  
21 reporting requirements and other restrictions and regulations  
22 applicable to a contribution of money or other thing of value by a  
23 political committee or continuing political committee under the  
24 provisions of P.L.1973, c.83 (C.19:44A-1 et al.) shall likewise be  
25 applicable to the making or payment of such a contribution by such  
26 a county committee.

27 The limitation upon the knowing acceptance by a candidate,  
28 campaign treasurer, deputy campaign treasurer, candidate  
29 committee or joint candidates committee of any contribution of  
30 money or other thing of value from a political committee or  
31 continuing political committee under the provisions of paragraph  
32 (1) of this subsection, except that the amount of any contribution of  
33 money or other thing of value shall be in an amount which in the  
34 aggregate does not exceed \$25,000, shall also be applicable to the  
35 knowing acceptance of any such contribution from the county  
36 committee of a political party by a candidate, or the campaign  
37 treasurer, deputy campaign treasurer, candidate committee or joint  
38 candidates committee of a candidate, for nomination for election or  
39 for election to the office of member of the Legislature in a  
40 legislative district in which, according to the federal decennial  
41 census upon the basis of which legislative districts shall have been  
42 established, at least 20% but less than 40% of the population resides  
43 within the county of that county committee. In addition, all  
44 contributor reporting requirements and other restrictions and  
45 regulations applicable to a contribution of money or other thing of  
46 value by a political committee or continuing political committee  
47 under the provisions of P.L.1973, c.83 (C.19:44A-1 et al.) shall

1 likewise be applicable to the making or payment of such a  
2 contribution by such a county committee.]

3 (a) No county committee of a political party, other than the  
4 county committee of the county in which the candidate or  
5 candidates reside, shall pay or make a contribution of money or  
6 other thing of value to a candidate committee, a joint candidates  
7 committee or both which in the aggregate exceeds \$7,200 per  
8 election. No candidate committee, joint candidates committee or  
9 both shall knowingly accept from a county committee of a political  
10 party, other than the county committee of the county in which the  
11 candidate or candidates reside, a contribution of money or other  
12 thing of value, which in the aggregate exceeds \$7,200 per election.

13 (b) No county committee of a political party shall pay or make a  
14 contribution of money or other thing of value to a political  
15 committee, which in the aggregate exceeds \$7,200 per election. No  
16 political committee shall knowingly accept from a county  
17 committee of a political party a contribution of money or other  
18 thing of value, which in the aggregate exceeds \$7,200 per election.

19 (c) No county committee of a political party shall pay or make a  
20 contribution of money or other thing of value to a continuing  
21 political committee, which in the aggregate exceeds \$7,200 per  
22 year. No continuing political committee shall knowingly accept  
23 from a county committee of a political party a contribution of  
24 money or other thing of value, which in the aggregate exceeds  
25 \$7,200 per year.

26 (d) No county committee of a political party shall pay or make a  
27 contribution of money or other thing of value to a legislative  
28 leadership committee, or to the State committee of a political party,  
29 which in the aggregate exceeds \$25,000 per year. No legislative  
30 leadership committee and no State committee of a political party  
31 shall knowingly accept from a county committee of a political party  
32 a contribution of money or other thing of value, which in the  
33 aggregate exceeds \$25,000 per year.

34 (e) No county committee of a political party shall pay or make a  
35 contribution of money or other thing of value to another county  
36 committee of a political party, which in the aggregate exceeds  
37 \$7,200 per year. No county committee of a political party shall  
38 knowingly accept from another county committee of a political  
39 party a contribution of money or other thing of value, which in the  
40 aggregate exceeds \$7,200 per year.

41 (f) No county committee of a political party shall pay or make a  
42 contribution of money or other thing of value to a municipal  
43 committee of a political party, other than a municipal committee of  
44 a municipality located in the same county as the county committee,  
45 which in the aggregate exceeds \$7,200 per year. No municipal  
46 committee of a political party, other than a municipal committee of  
47 a municipality located in the same county as the county committee,

1 shall knowingly accept from that county committee a contribution  
2 of money or other thing of value, which in the aggregate exceeds  
3 \$7,200 per year.

4 (3) (a) No municipal committee of a political party, other than a  
5 municipal committee in the county in which the candidate or  
6 candidates reside, shall pay or make a contribution of money or  
7 other thing of value to a candidate committee, a joint candidates  
8 committee or both, which in the aggregate exceeds \$7,200 per  
9 election. No candidate committee, joint candidates committee or  
10 both shall knowingly accept from a municipal committee of a  
11 political party, other than a municipal committee in the county in  
12 which the candidate or candidates reside, a contribution of money  
13 or other thing of value, which in the aggregate exceeds \$7,200 per  
14 election.

15 (b) No municipal committee of a political party shall pay or  
16 make a contribution of money or other thing of value to a political  
17 committee, which in the aggregate exceeds \$7,200 per election. No  
18 political committee shall knowingly accept from a municipal  
19 committee of a political party a contribution of money or other  
20 thing of value, which in the aggregate exceeds \$7,200 per election.

21 (c) No municipal committee of a political party shall pay or  
22 make a contribution of money or other thing of value to a  
23 continuing political committee, which in the aggregate exceeds  
24 \$7,200 per year. No continuing political committee shall  
25 knowingly accept from a municipal committee of a political party a  
26 contribution of money or other thing of value, which in the  
27 aggregate exceeds \$7,200 per year.

28 (d) No municipal committee of a political party shall make a  
29 contribution of money or other thing of value to a legislative  
30 leadership committee or to the State committee of a political party,  
31 which in the aggregate exceeds \$25,000 per year. No legislative  
32 leadership committee and no State committee of a political party  
33 shall knowingly accept from a municipal committee of a political  
34 party a contribution of money or other thing of value, which in the  
35 aggregate exceeds \$25,000 per year.

36 (e) No municipal committee of a political party shall pay or  
37 make a contribution of money or other thing of value to another  
38 municipal committee of a political party, which in the aggregate  
39 exceeds \$7,200 per year. No municipal committee of a political  
40 party shall knowingly accept from another municipal committee of  
41 a political party a contribution of money or other thing of value,  
42 which in the aggregate exceeds \$7,200 per year.

43 (f) No municipal committee of a political party shall pay or  
44 make a contribution of money or other thing of value to a county  
45 committee of a political party, other than the county committee of  
46 the county in which the municipality is located, which in the  
47 aggregate exceeds \$7,200 per year. No county committee of a  
48 political party, other than the county committee of the county in

1 which the municipality is located, shall knowingly accept from a  
2 municipal committee a contribution of money or other thing of  
3 value, which in the aggregate exceeds \$7,200 per year.

4 (4) With respect to the limitations in [this paragraph] paragraphs  
5 (2) and (3) of this subsection, the Legislature finds and declares  
6 that:

7 (a) Persons or organizations making contributions to the county  
8 committee of a political party or a municipal committee of a  
9 political party have a right to expect that their money will be used,  
10 for the most part, to support candidates for elective office who will  
11 most directly represent the interest of that county or municipality;

12 (b) The practice of allowing a county committee or municipal  
13 committee to use funds raised with this expectation to make  
14 unlimited contributions to candidates for the [Legislature] public  
15 office or to other committees or other county or municipal  
16 committees who may have a limited, or even nonexistent,  
17 connection with or interest in that county or municipality serves to  
18 undermine public confidence in the integrity of the electoral  
19 process;

20 (c) Furthermore, the risk of actual or perceived corruption is  
21 raised by the potential for contributors to circumvent limits on  
22 contributions to candidates by funneling money to candidates  
23 through county or municipal committees;

24 (d) The State has a compelling interest in preventing the  
25 actuality or appearance of corruption and in protecting public  
26 confidence in democratic institutions by limiting the amounts which  
27 a county committee or municipal committee may contribute to  
28 [legislative] candidates [whose districts are not located in close  
29 proximity to that county] for public office in different parts of the  
30 State, to other committees or to other county and municipal political  
31 party committees; and

32 (e) It is, therefore, reasonable for the State to promote this  
33 compelling interest by limiting the amount a county committee or  
34 municipal committee may give to a [legislative] candidate [based  
35 upon the degree to which the population of the legislative district  
36 overlaps with the population of that county] for public office in  
37 different parts of the State, other committees or other county and  
38 municipal political party committees.

39 c. (1) No candidate who has established only a candidate  
40 committee, his campaign treasurer, deputy treasurer or candidate  
41 committee shall (a) pay or make any contribution of money or other  
42 thing of value to another candidate who has established only a  
43 candidate committee, his campaign treasurer, deputy campaign  
44 treasurer or candidate committee, other than a candidate for  
45 nomination for election or for election for the office of Governor,  
46 which in the aggregate exceeds \$5,000 per election, or (b) pay or

1 make any contribution of money or other thing of value to  
2 candidates who have established only a joint candidates committee,  
3 their campaign treasurer, deputy campaign treasurer, or joint  
4 candidates committee, which in the aggregate exceeds \$5,000 per  
5 election per candidate in the recipient committee, or (c) pay or  
6 make any contribution of money or other thing of value to a  
7 candidate who has established both a candidate committee and a  
8 joint candidates committee, the campaign treasurers, deputy  
9 campaign treasurers, or candidate committee or joint candidates  
10 committee, which in the aggregate exceeds \$5,000 per election. No  
11 candidate who has established only a candidate committee, his  
12 campaign treasurer, deputy campaign treasurer or candidate  
13 committee, other than a candidate for nomination for election or for  
14 election to the office of the Governor, shall knowingly accept from  
15 another candidate who has established only a candidate committee,  
16 his campaign treasurer, deputy campaign treasurer or candidate  
17 committee, any contribution of money or other thing of value which  
18 in the aggregate exceeds \$5,000 per election, and no candidates who  
19 have established only a joint candidates committee, their campaign  
20 treasurer, deputy campaign treasurer, or joint candidates committee,  
21 shall knowingly accept from any such source any contribution of  
22 money or other thing of value which in the aggregate exceeds  
23 \$5,000 per election per candidate in the recipient committee, and no  
24 candidate who has established both a candidate committee and a  
25 joint candidates committee, the campaign treasurers, deputy  
26 campaign treasurers, or candidate committee or joint candidates  
27 committee, shall knowingly accept from any such source any  
28 contribution of money or other thing of value which in the  
29 aggregate exceeds \$5,000 per election.

30 (2) No candidates who have established only a joint candidates  
31 committee, their campaign treasurer, deputy campaign treasurer, or  
32 joint candidates committee shall (a) pay or make any contribution  
33 of money or other thing of value to another candidate who has  
34 established only a candidate committee, his campaign treasurer,  
35 deputy campaign treasurer or candidate committee, other than a  
36 candidate for nomination for election or for election for the office  
37 of Governor, which in the aggregate exceeds, on the basis of each  
38 candidate in the contributing joint candidates committee, \$5,000 per  
39 election, or (b) pay or make any contribution of money or other  
40 thing of value to candidates who have established only a joint  
41 candidates committee, their campaign treasurer, deputy campaign  
42 treasurer or joint candidates committee, which in the aggregate  
43 exceeds, on the basis of each candidate in the contributing joint  
44 candidates committee, \$5,000 per election per candidate in the  
45 recipient joint candidates committee, or (c) pay or make any  
46 contribution of money or other thing of value to a candidate who  
47 has established both a candidate committee and a joint candidates  
48 committee, the campaign treasurers, deputy campaign treasurers or

1 candidate committee or joint candidates committee, which in the  
2 aggregate exceeds, on the basis of each candidate in the  
3 contributing joint candidates committee, \$5,000 per election. No  
4 candidate who has established only a candidate committee, his  
5 campaign treasurer, deputy campaign treasurer, or candidate  
6 committee, other than a candidate for nomination for election or for  
7 election for the office of Governor, shall knowingly accept from  
8 other candidates who have established only a joint candidates  
9 committee, their campaign treasurer, deputy campaign treasurer or  
10 joint candidates committee, any contribution of money or other  
11 thing of value which in the aggregate exceeds, on the basis of each  
12 candidate in the contributing committee, \$5,000 per election, and no  
13 candidates who have established only a joint candidates committee,  
14 their campaign treasurer, deputy campaign treasurer, or joint  
15 candidates committee, shall knowingly accept from any such source  
16 any contribution of money or other thing of value which in the  
17 aggregate exceeds, on the basis of each candidate in the  
18 contributing joint candidates committee, \$5,000 per election per  
19 candidate in the recipient joint candidates committee, and no  
20 candidate who has established both a candidate committee and a  
21 joint candidates committee, the campaign treasurers, deputy  
22 campaign treasurers, or candidate committee or joint candidates  
23 committee, shall knowingly accept from any such source any  
24 contribution of money or other thing of value which in the  
25 aggregate exceeds, on the basis of each candidate in the  
26 contributing joint candidates committee, \$5,000 per election.

27 (3) No candidate who has established both a candidate  
28 committee and a joint candidates committee, the campaign  
29 treasurers, deputy campaign treasurers, or candidate committee or  
30 joint candidates committee shall (a) pay or make any contribution  
31 of money or other thing of value to another candidate who has  
32 established only a candidate committee, his campaign treasurer,  
33 deputy campaign treasurer or candidate committee, other than a  
34 candidate for nomination for election or for election for the office  
35 of Governor, which in the aggregate exceeds \$5,000 per election, or  
36 (b) pay or make any contribution of money or other thing of value  
37 to candidates who have established only a joint candidates  
38 committee, their campaign treasurer, deputy campaign treasurer or  
39 joint candidates committee, which in the aggregate exceeds \$5,000  
40 per election per candidate in the recipient joint candidates  
41 committee, or (c) pay or make any contribution of money or other  
42 thing of value to a candidate who has established both a candidate  
43 committee and a joint candidates committee, the campaign  
44 treasurers, deputy campaign treasurers, or candidate committee or  
45 joint candidates committee, which in the aggregate exceeds \$5,000  
46 per election. No candidate who has established only a candidate  
47 committee, his campaign treasurer, deputy campaign treasurer, or  
48 candidate committee, other than a candidate for nomination for

1 election or for election for the office of Governor, shall knowingly  
2 accept from a candidate who has established both a candidate  
3 committee and a joint candidates committee, the campaign  
4 treasurers, deputy campaign treasurers, or candidate committee or  
5 joint candidates committee, any contribution of money or other  
6 thing of value which in the aggregate exceeds \$5,000 per election,  
7 and no candidates who have established only a joint candidates  
8 committee, their campaign treasurer, deputy campaign treasurer, or  
9 joint candidates committee, shall knowingly accept from any such  
10 source any contribution of money or other thing of value which in  
11 the aggregate exceeds \$5,000 per election per candidate in the  
12 recipient joint candidates committee, and no candidate who has  
13 established both a candidate committee and a joint candidates  
14 committee, the campaign treasurers, deputy campaign treasurers, or  
15 candidate committee or joint candidates committee shall knowingly  
16 accept from any such source any contribution of money or other  
17 thing of value which in the aggregate exceeds \$5,000 per election.

18 (4) Expenditures by a candidate for nomination for election or  
19 for election to the office of member of the Legislature or to an  
20 office of a political subdivision of the State, or by the campaign  
21 treasurer, deputy treasurer, candidate committee or joint candidates  
22 committee of such a candidate, which are made in furtherance of the  
23 nomination or election, respectively, of another candidate for the  
24 same office in the same legislative district or the same political  
25 subdivision shall not be construed to be subject to any limitation  
26 under this subsection; for the purposes of this sentence, the offices  
27 of member of the State Senate and member of the General  
28 Assembly shall be deemed to be the same office.

29 d. Nothing contained in this section shall be construed to impose  
30 any limitation on contributions by a candidate, or by a corporation,  
31 100% of the stock in which is owned by a candidate or the  
32 candidate's spouse, child, parent or sibling residing in the same  
33 household, to that candidate's campaign.

34 e. For the purpose of determining the amount of a contribution  
35 to be attributed as given to or by each candidate in a joint  
36 candidates committee, the amount of the contribution to or by such  
37 a committee shall be divided equally among all the candidates in the  
38 committee.

39 (cf: P.L.1993, c.65, s.18)

40

41 3. Section 19 of P.L.1993, c.65 (C.19:44A-11.4) is amended to  
42 read as follows:

43 19. a. (1) Except as otherwise provided in paragraph (2) of this  
44 subsection, no individual, no corporation of any kind organized and  
45 incorporated under the laws of this State or any other state or any  
46 country other than the United States, no labor organization of any  
47 kind which exists or is constituted for the purpose, in whole or in  
48 part, of collective bargaining, or of dealing with employers

1 concerning the grievances, terms or conditions of employment, or  
2 of other mutual aid or protection in connection with employment,  
3 no political committee, continuing political committee, candidate  
4 committee or joint candidates committee or any other group, shall  
5 pay or make any contribution of money or other thing of value to  
6 the campaign treasurer, deputy treasurer or other representative of  
7 the State committee of a political party or the campaign treasurer,  
8 deputy campaign treasurer or other representative of any legislative  
9 leadership committee, which in the aggregate exceeds \$25,000 per  
10 year, or in the case of a joint candidates committee when that is the  
11 only committee established by the candidates, \$25,000 per year per  
12 candidate in the joint candidates committee, or in the case of a  
13 candidate committee and a joint candidates committee when both  
14 are established by a candidate, \$25,000 per year from that  
15 candidate. No campaign treasurer, deputy campaign treasurer or  
16 other representative of the State committee of a political party or  
17 campaign treasurer, deputy campaign treasurer or other  
18 representative of any legislative leadership committee shall  
19 knowingly accept from an individual, a corporation of any kind  
20 organized and incorporated under the laws of this State or any other  
21 state or any country other than the United States, a labor  
22 organization of any kind which exists or is constituted for the  
23 purpose, in whole or in part, of collective bargaining, or of dealing  
24 with employers concerning the grievances, terms or conditions of  
25 employment, or of other mutual aid or protection in connection with  
26 employment, a political committee, a continuing political  
27 committee, a candidate committee or a joint candidates committee  
28 or any other group, any contribution of money or other thing of  
29 value which in the aggregate exceeds \$25,000 per year, or in the  
30 case of a joint candidates committee when that is the only  
31 committee established by the candidates, \$25,000 per year per  
32 candidate in the joint candidates committee, or in the case of a  
33 candidate committee and a joint candidates committee when both  
34 are established by a candidate, \$25,000 per year from that  
35 candidate.

36 Adjustments to the limits established in this paragraph which  
37 have been made by the Election Law Enforcement Commission,  
38 pursuant to section 22 of P.L.1993, c.65 (C.19:44A-7.2), prior to  
39 the effective date of P.L.2001, c.384 are rescinded. The limits  
40 established in this paragraph shall remain as stated in this paragraph  
41 until subsequently adjusted by the commission in the manner  
42 prescribed by section 22 of P.L.1993, c.65 (C.19:44A-7.2).

43 (2) No national committee of a political party shall pay or make  
44 any contribution of money or other thing of value to the campaign  
45 treasurer, deputy treasurer or other representative of the State  
46 committee of a political party which in the aggregate exceeds  
47 \$50,000 per year, and no campaign treasurer, deputy campaign  
48 treasurer or other representative of the State committee of a

1 political party shall knowingly accept from the national committee  
2 of a political party any contribution of money or other thing of  
3 value which in the aggregate exceeds \$50,000 per year.

4 b. No individual, no corporation of any kind organized and  
5 incorporated under the laws of this State or any other state or any  
6 country other than the United States, no labor organization of any  
7 kind which exists or is constituted for the purpose, in whole or in  
8 part, of collective bargaining, or of dealing with employers  
9 concerning the grievances, terms or conditions of employment, or  
10 of other mutual aid or protection in connection with employment,  
11 no political committee, continuing political committee, candidate  
12 committee or joint candidates committee or any other group, shall  
13 pay or make any contribution of money or other thing of value to  
14 any county committee of a political party, which in the aggregate  
15 exceeds \$25,000 per year, or in the case of a joint candidates  
16 committee when that is the only committee established by the  
17 candidates, \$25,000 per year per candidate in the joint candidates  
18 committee, or in the case of a candidate committee and a joint  
19 candidates committee when both are established by a candidate,  
20 \$25,000 per year from that candidate. No campaign treasurer,  
21 deputy campaign treasurer or other representative of a county  
22 committee of a political party shall knowingly accept from an  
23 individual, a corporation of any kind organized and incorporated  
24 under the laws of this State or any other state or any country other  
25 than the United States, a labor organization of any kind which exists  
26 or is constituted for the purpose, in whole or in part, of collective  
27 bargaining, or of dealing with employers concerning the grievances,  
28 terms or conditions of employment, or of other mutual aid or  
29 protection in connection with employment, a political committee, a  
30 continuing political committee, a candidate committee or a joint  
31 candidates committee or any other group, any contribution of  
32 money or other thing of value which in the aggregate exceeds  
33 \$25,000 per year, or in the case of a joint candidates committee  
34 when that is the only committee established by the candidates,  
35 \$25,000 per year per candidate in the joint candidates committee, or  
36 in the case of a candidate committee and a joint candidates  
37 committee when both are established by a candidate, \$25,000 per  
38 year from that candidate.

39 c. No individual, no corporation of any kind organized and  
40 incorporated under the laws of this State or any other state or any  
41 country other than the United States, no labor organization of any  
42 kind which exists or is constituted for the purpose, in whole or in  
43 part, of collective bargaining, or of dealing with employers  
44 concerning the grievances, terms or conditions of employment, or  
45 of other mutual aid or protection in connection with employment,  
46 no political committee, continuing political committee, candidate  
47 committee or joint candidates committee or any other group shall  
48 pay or make any contribution of money or other thing of value to

1 any municipal committee of a political party, which in the aggregate  
2 exceeds \$5,000 per year, or in the case of a joint candidates  
3 committee when that is the only committee established by the  
4 candidates, \$5,000 per year per candidate in the joint candidates  
5 committee, or in the case of a candidate committee and a joint  
6 candidates committee when both are established by a candidate,  
7 \$5,000 per year from that candidate. No campaign treasurer, deputy  
8 campaign treasurer or other representative of a municipal committee  
9 of a political party shall knowingly accept from an individual, a  
10 corporation of any kind organized and incorporated under the laws  
11 of this State or any other state or any country other than the United  
12 States, a labor organization of any kind which exists or is  
13 constituted for the purpose, in whole or in part, of collective  
14 bargaining, or of dealing with employers concerning the grievances,  
15 terms or conditions of employment, or of other mutual aid or  
16 protection in connection with employment, a political committee, a  
17 continuing political committee, a candidate committee or a joint  
18 candidates committee or any other group, any contribution of  
19 money or other thing of value which in the aggregate exceeds  
20 \$5,000 per year, or in the case of a joint candidates committee when  
21 that is the only committee established by the candidates, \$5,000 per  
22 year per candidate in the joint candidates committee, or in the case  
23 of a candidate committee and a joint candidates committee when  
24 both are established by a candidate, \$5,000 per year from that  
25 candidate.

26 [No county committee of a political party in any county shall pay  
27 or make any contribution of money or other thing of value to a  
28 municipal committee of a political party in a municipality not  
29 located in that county which in the aggregate exceeds the amount of  
30 aggregate contributions which, under this subsection, a continuing  
31 political committee is permitted to pay or make to a municipal  
32 committee of a political party. No campaign treasurer, deputy  
33 campaign treasurer or other representative of a municipal committee  
34 of a political party in any municipality shall knowingly accept from  
35 any county committee of a political party in any county other than  
36 the county in which the municipality is located any contribution of  
37 money or other thing of value which in the aggregate exceeds the  
38 amount of contributions permitted to be so paid or made under that  
39 subsection.]

40 d. For the purpose of determining the amount of a contribution  
41 to be attributed as given by each candidate in a joint candidates  
42 committee, the amount of the contribution by such a committee  
43 shall be divided equally among all the candidates in the committee.  
44 (cf: P.L.2001, c.384, s.2)

45  
46 4. This act shall take effect immediately.

## STATEMENT

This bill amends current law to establish limits on the amount of money and other thing of value that a county committee of a political party and a municipal committee of a political party can give per election or per year to candidates and certain political committees. Specifically, the bill limits a county committee of a political party:

1) other than the county committee of the county in which the candidate or candidates resides, from giving to a candidate committee, a joint candidates committee or both a contribution, which in the aggregate exceeds \$7,200 per election;

2) from giving to a political committee a contribution, which in the aggregate exceeds \$7,200 per election;

3) from giving to a continuing political committee a contribution, which in the aggregate exceeds \$7,200 per year;

4) from giving to a legislative leadership committee or the State committee of a political party a contribution, which in the aggregate exceeds \$25,000 per year;

5) from giving to another county committee a contribution, which in the aggregate exceeds \$7,200 per year; and

6) from giving to a municipal committee of a political party, other than the municipal committee of a municipality located in the same county as the county committee, a contribution, which in the aggregate exceeds \$7,200 per year.

In regard to a municipal committee of a political party, the bill limits a committee:

1) other than a municipal committee of the county in which the candidate or candidates reside, from giving to a candidate committee, a joint candidates committee or both a contribution, which in the aggregate exceeds \$7,200 per election;

2) from giving to a political committee a contribution, which in the aggregate exceeds \$7,200 per election;

3) from giving to a continuing political committee a contribution, which in the aggregate exceeds \$7,200 per year;

4) from giving to a legislative leadership committee or the State committee of a political party a contribution, which in the aggregate exceeds \$25,000 per year;

5) from giving to another municipal committee a contribution, which in the aggregate exceeds \$7,200 per year; and

6) from giving to a county committee of a political party, other than the county committee of the county in which the municipality is located, a contribution, which in the aggregate exceeds \$7,200 per year.

The bill provides that the limits it establishes on giving by a county committee and a municipal committee would be subject to

- 1 the same quadrennial adjustment by the Election Law Enforcement
- 2 Commission as provided in current law for other contribution and
- 3 expenditure amounts.